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## ACFE Certified Fraud Examiner Sample Questions (Q149-Q154):

### NEW QUESTION # 149

In common law jurisdictions, which of the following scenarios would MOST LIKELY result in sanctions for an organization for failing to preserve evidence?

- A. An employee abstains from destroying a document relevant to an ongoing proceeding even though this act violates the company's document retention policy.
- B. An employee unintentionally alters a digital document that is not directly relevant to any potential litigation that the company has announced to its staff.
- C. An employee accidentally deletes a digital document that is relevant to litigation after the company announces that such litigation is a possibility.
- D. An employee intentionally destroys a relevant document prior to the company announcing the possibility of litigation.

**Answer: D**

Explanation:

This question tests your knowledge of Domain 7.

In the context of Individual Rights During Examinations, specifically relating to employee, preserve evidence, the question asks about MOST LIKELY.

The correct answer is A: An employee intentionally destroys a relevant document prior to the company announcing the possibility of litigation.

This question relates to individual rights during examinations. The correct answer accurately describes the legal protections, obligations, or privacy considerations that apply in workplace investigations. Fraud examiners must balance investigative needs with legal protections for individuals.

References:

- CFE Exam Content Outline: Domain 7: Individual Rights During Examinations
- employee
- preserve evidence
- Fraud Examiners Manual, Law Section

### NEW QUESTION # 150

Which of the following schemes involves disguising money from illegal nonbusiness sources by recording more income on a business's books than the business actually generates?

- A. Structured deposits
- B. Trade-based laundering
- C. None of the above
- **D. Overstate revenues**

**Answer: D**

Explanation:

This question tests your knowledge of Uncategorized.

The question asks about the core concepts in this area.

The correct answer is A: Overstate revenues.

This question tests your understanding of key fraud examination concepts and legal principles.

References:

- CFE Exam Content Outline: Uncategorized
- Fraud Examiners Manual, Law Section

### NEW QUESTION # 151

Which of the following is NOT required for a contract transaction or scheme to be classified as an investment contract?

- A. An investment of money or other asset
- B. investment in a common enterprise
- C. The expectation of making a profit
- **D. Profits derived solely from the investor's management activity**

**Answer: D**

### NEW QUESTION # 152

Which of the following would be circumstantial evidence that a cashier at a retail store committed a cash larceny scheme that resulted in the theft of \$900 from the store?

- **A. A witness testifies that the cashier made a \$900 deposit to their personal bank account the day after the theft occurred.**
- B. A coworker explains the ethics policy that the retail store's employees must follow.
- C. A witness testifies that they saw the cashier take money out of a cash register on the day that the theft occurred.
- D. A diagram is used to display the location of the retail store's cash registers.

**Answer: A**

### NEW QUESTION # 153

Freya, a government contractor, has been convicted of colluding with other contractors to manipulate the competitive bidding process. After her conviction, Freya's name is added to a list of individuals who are prohibited from bidding on government contracts for a period of five years. The administrative penalty that Freya received is BEST described as:

- A. Debarment
- B. License revocation
- C. Disenfranchisement
- D. License suspension

**Answer: A**

Explanation:

According to the ACFE Fraud Examiners Manual, Law Section, particularly in discussions related to public corruption and remedies in criminal and administrative proceedings, debarment is an administrative sanction that prohibits an individual or entity from participating in government contracts or programs for a specified period of time. Debarment is commonly imposed after convictions involving fraud, bribery, collusion, or other misconduct affecting the integrity of the procurement process.

In this case, Freya was convicted of colluding to manipulate the competitive bidding process. As a result, she was placed on a list prohibiting her from bidding on government contracts for five years. This exclusion from government contracting is the defining characteristic of debarment. The purpose of debarment is not merely punitive but also protective-it safeguards public funds and ensures that only responsible and ethical contractors conduct business with the government.

License revocation or suspension would involve withdrawing or temporarily removing a professional or business license.

Disenfranchisement refers to the loss of voting rights. Neither accurately describes exclusion from government contracting opportunities.

Therefore, the administrative penalty imposed on Freya is best described as debarment.

### NEW QUESTION # 154

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